

ESTTA Tracking number: **ESTTA431125**

Filing date: **09/19/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91197078
Party	Plaintiff Paul Jaboulet Aine
Correspondence Address	JULIE B SEYLER ABELMAN FRAYNE & SCHWAB 666 THIRD AVENUE NEW YORK, NY 10017 UNITED STATES jbseyler@lawabel.com, Rdahl@lawabel.com
Submission	Plaintiff's Notice of Reliance
Filer's Name	Julie B. Seyler
Filer's e-mail	JBSeyley@lawabel.com, Rdahl@lawabel.com
Signature	/Julie B. Seyler/
Date	09/19/2011
Attachments	PAUL JABOULET V GROSSNICKLE - NOT OF REL - REGISTRATION.pdf ( 6 pages )(207490 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

PAUL JABOULET AINE

*Opposer,*

v.

S.P. GROSSNICKLE, LLC,

*Applicant*

Opposition No. 91197078

**NOTICE OF RELIANCE UNDER RULE 2.122(d)**

Opposer hereby makes of record in connection with the opposition a copy of United States Trademark Registration No. 2,682,366 for PARALLELE 45 for wine. This mark was registered on February 4, 2003 and is owned by Opposer Paul Jaboulet Aine. Said registration is incontestable. A copy of this registration was made of record with the Notice of Opposition filed on October 25, 2010 and is therefore of record in this proceeding pursuant to Trademark Rule 2.122(d)(1).

This registration is relevant to the above-noted opposition in that it demonstrates that Opposer has the exclusive right to use and register the trademark PARALLELE 45 in relation to wine and therefore has standing in this proceeding.

Dated: September 19, 2011

Respectfully submitted,

  
JULIE B. SEYLER

**ABELMAN FRAYNE & SCHWAB**  
666 Third Avenue  
New York, New York 10017  
212-949-9022

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing NOTICE OF RELIANCE was served by first class mail, postage prepaid this 19<sup>th</sup> day of September, 2011 upon the following:

Steven L. Smilay, Esq.  
BOTKIN & HALL, LLP  
105 East Jefferson Blvd., Ste. 400  
South Bend, Indiana 46601

  
JULIE B. SEYLER

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This page was generated by the TARR system on 2011-09-19 12:40:33 ET

Serial Number: 76146225 Assignment Information      Trademark Document Retrieval

Registration Number: 2682366

Mark (words only): PARALLELE 45

Standard Character claim: No

Current Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Date of Status: 2008-12-31

Filing Date: 2000-10-12

Transformed into a National Application: No

Registration Date: 2003-02-04

Register: Principal

Law Office Assigned: LAW OFFICE 101

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-12-31

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#### LAST APPLICANT(S)/OWNER(S) OF RECORD

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1. Paul Jaboulet Aine

**Address:**

Paul Jaboulet Aine  
Les Jalets - RN7, La Roche De Glun  
26600 Tain L'Hermitage  
France

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** France

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#### GOODS AND/OR SERVICES

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**International Class:** 033

**Class Status:** Active

wines

**Basis:** 1(a), 44(e)

**First Use Date:** 1978-00-00

**First Use in Commerce Date:** 1978-00-00

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### ADDITIONAL INFORMATION

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**Translation:** The English translation of "PARALLELE" is "parallel".

**Foreign Registration Number:** 1240707

**Foreign Registration Date:** 1993-07-12

**Country:** France

**Foreign Expiration Date:** 2003-07-12

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### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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### PROSECUTION HISTORY

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2008-12-31 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-12-15 - Assigned To Paralegal

2008-12-09 - TEAS Section 8 & 15 Received

2008-03-23 - Counter claim opp. for Proceeding No.

2008-02-06 - Case File In TICRS

2006-09-02 - Review Of Correspondence Complete

2006-08-21 - PAPER RECEIVED

2003-02-04 - Registered - Principal Register

2002-11-12 - Published for opposition

2002-10-23 - Notice of publication

2002-07-11 - Approved for Pub - Principal Register (Initial exam)

2002-05-08 - Communication received from applicant

2002-05-08 - PAPER RECEIVED

2002-02-01 - Final refusal mailed

2001-08-23 - Communication received from applicant

2001-03-13 - Non-final action mailed

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Attorney of Record**

Lawrence E. Abelman

**Correspondent**

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**No assignment has been recorded at the USPTO**

**For Serial Number: 76146225**

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350, v.2.2  
Web interface last modified: July 25, 2011 v.2.2

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